

SECOND REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 1141

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR VOGEL.

Read 1st time February 14, 2008, and ordered printed.

Read 2nd time February 19, 2008, and referred to the Committee on Financial and Governmental Organizations and Elections.

Reported from the Committee March 13, 2008, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up March 31, 2008. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

5113S.01P

AN ACT

To repeal sections 26.215, 26.220, 26.225, 27.090, 27.095, 27.100, 28.300, 28.305, 28.310, 29.400, 29.405, 29.410, 30.500, 30.505, and 30.510, RSMo, and to enact in lieu thereof fifteen new sections relating to the transition period for statewide elected officials.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 26.215, 26.220, 26.225, 27.090, 27.095, 27.100, 28.300, 28.305, 28.310, 29.400, 29.405, 29.410, 30.500, 30.505, and 30.510, RSMo, are repealed and fifteen new sections enacted in lieu thereof, to be known as sections 26.215, 26.220, 26.225, 27.090, 27.095, 27.100, 28.300, 28.305, 28.310, 29.400, 29.405, 29.410, 30.500, 30.505, and 30.510, to read as follows:

26.215. 1. In each year in which a governor or lieutenant governor of this state is elected and the governor or the lieutenant governor so elected is not the incumbent at the time of the election, funds and facilities for that governor-elect and lieutenant governor-elect, to be used by each of them in preparing an orderly transition of administrations, shall be provided.

2. The legislature shall appropriate to the commissioner of administration funds to be used only for the purpose of these transitions and to be expended during the transition period, but in no event shall the amount so appropriated exceed one hundred thousand dollars for the governor-elect and five thousand

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

10 dollars for the lieutenant governor-elect for any such transition and all funds not
11 expended for this purpose during the transition period shall revert to general
12 revenue. **All salaries and expenses, during the official transition period,**
13 **shall be made only from funds appropriated for the purpose of these**
14 **transitions.**

26.220. The transition period shall begin on the [fifteenth day of
2 November] **first day** following the election of a governor or lieutenant governor
3 who is not an incumbent and shall end when that governor-elect or lieutenant
4 governor-elect has taken the oath of office. **Expenses incurred during the**
5 **transition period may be paid after the actual end of the transition**
6 **period.**

26.225. 1. The commissioner of administration shall provide office space
2 and equipment for the governor-elect and the lieutenant governor-elect and their
3 staff during the transition period. The facilities provided shall be located at the
4 seat of government and shall be suitable for the purpose and capable of
5 adequately housing the transition staff of the governor-elect and the lieutenant
6 governor-elect. The facilities provided for the staffs of the governor-elect and the
7 lieutenant governor-elect shall be separate facilities.

2. The commissioner of administration shall furnish the transition
9 facilities with adequate telephone service, office furniture and office [machines
10 including but not limited to typewriters, adding machines and duplicating]
11 equipment. **The commissioner of administration shall request separate**
12 **funding to cover the estimated costs of securing space and setting up**
13 **transition facilities so the facilities are operational the day following**
14 **the election. These funds are limited to the setup of the transition**
15 **facilities and shall not cover expenses incurred during the official**
16 **transition period.**

3. The transition period office space may be located in state-owned
18 buildings or in leased property. [All salaries, expenses, rentals and equipment
19 purchase and repairs shall be made only from funds appropriated for the purpose
20 of these transitions.]

27.090. 1. In each year in which an attorney general of this state is
2 elected and when the attorney general so elected is not the incumbent at the time
3 of the election, funds and facilities for the attorney general-elect to be used by
4 him in preparing an orderly transition of administration shall be provided.

2. The legislature shall appropriate to the commissioner of administration,

6 funds to be used only for the purpose of this transition and to be expended during
7 the transition period but in no event shall the amount so appropriated exceed ten
8 thousand dollars for any such transition and all funds not expended for this
9 purpose during the transition shall revert to general revenue. **All salaries and
10 expenses, during the official transition period, shall be made only from
11 funds appropriated for the purpose of this transition.**

27.095. The "transition period" shall begin on the [fifteenth day of
2 November] **first day** following the election of an attorney general who is not an
3 incumbent and shall end when that attorney general-elect has taken the oath of
4 office. **Expenses incurred during the transition period may be paid after
5 the actual end of the transition period.**

27.100. 1. The commissioner of administration shall provide office space
2 and equipment for the attorney general-elect and his staff during the transition
3 period. The facilities provided shall be located at the seat of government and
4 shall be suitable for the purpose and capable of adequately housing the attorney
5 general-elect and his staff.

6 2. The commissioner of administration shall furnish the transition facility
7 with adequate telephone service, office furniture and office [machines including
8 but not limited to typewriters, adding machines and duplicating]
9 equipment. **The commissioner of administration shall request separate
10 funding to cover the estimated costs of securing space and setting up
11 transition facilities so the facilities are operational the day following
12 the election. These funds are limited to the setup of the transition
13 facilities and shall not cover expenses incurred during the official
14 transition period.**

15 3. The transition period office space may be located in state-owned
16 buildings or in leased property. [All salaries, expenses, rentals and equipment
17 purchase and repairs shall be made only from funds appropriated for the purpose
18 of this transition.]

28.300. 1. In each year in which a secretary of state of this state is
2 elected and when the secretary of state so elected is not the incumbent at the
3 time of the election, funds and facilities for the secretary of state-elect to be used
4 by him in preparing an orderly transition of administration shall be provided.

5 2. The legislature shall appropriate to the commissioner of administration,
6 funds to be used only for the purpose of this transition and to be expended during
7 the transition period but in no event shall the amount so appropriated exceed ten

8 thousand dollars for any such transition and all funds not expended for this
9 purpose during the transition period shall revert to general revenue. **All**
10 **salaries and expenses, during the official transition period, shall be**
11 **made only from funds appropriated for the purpose of this transition.**

28.305. The "transition period" shall begin on the [fifteenth day of
2 November] **first day** following the election of a secretary of state who is not an
3 incumbent and shall end when that secretary of state-elect has taken the oath of
4 office. **Expenses incurred during the transition period may be paid after**
5 **the actual end of the transition period.**

28.310. 1. The commissioner of administration shall provide office space
2 and equipment for the secretary of state-elect and his staff during the transition
3 period. The facilities provided shall be located at the seat of government and
4 shall be suitable for the purpose and capable of adequately housing the secretary
5 of state-elect and his staff.

6 2. The commissioner of administration shall furnish the transition facility
7 with adequate telephone service, office furniture and office [machines including
8 but not limited to typewriters, adding machines and duplicating]
9 equipment. **The commissioner of administration shall request separate**
10 **funding to cover the estimated costs of securing space and setting up**
11 **transition facilities so the facilities are operational the day following**
12 **the election. These funds are limited to the setup of the transition**
13 **facilities and shall not cover expenses incurred during the official**
14 **transition period.**

15 3. The transition period office space may be located in state-owned
16 buildings or in leased property. [All salaries, expenses, rentals and equipment
17 purchase and repairs shall be made only from funds appropriated for the purpose
18 of this transition.]

29.400. 1. In each year in which an auditor of this state is elected and
2 when the auditor so elected is not the incumbent at the time of the election, funds
3 and facilities for the auditor-elect to be used by him in preparing an orderly
4 transition of administration shall be provided.

5 2. The legislature shall appropriate to the commissioner of administration,
6 funds to be used only for the purpose of this transition and to be expended during
7 the transition period but in no event shall the amount so appropriated exceed ten
8 thousand dollars for any such transition and all funds not expended for this
9 purpose during the transition period shall revert to general revenue. **All**

10 **salaries and expenses, during the official transition period, shall be**
11 **made only from funds appropriated for the purpose of this transition.**

29.405. The transition period shall begin on the [fifteenth day of
2 November] **first day** following the election of an auditor who is not an incumbent
3 and shall end when that auditor-elect has taken the oath of office. **Expenses**
4 **incurred during the transition period may be paid after the actual end**
5 **of the transition period.**

29.410. 1. The commissioner of administration shall provide office space
2 and equipment for the auditor-elect and his staff during the transition
3 period. The facilities provided shall be located at the seat of government and
4 shall be suitable for the purpose and capable of adequately housing the
5 auditor-elect and his staff.

6 2. The commissioner of administration shall furnish the transition facility
7 with adequate telephone service, office furniture and office [machines including
8 but not limited to typewriters, adding machines and duplicating]
9 equipment. **The commissioner of administration shall request separate**
10 **funding to cover the estimated costs of securing space and setting up**
11 **transition facilities so the facilities are operational the day following**
12 **the election. These funds are limited to the setup of the transition**
13 **facilities and shall not cover expenses incurred during the official**
14 **transition period.**

15 3. The transition period office space may be located in state-owned
16 buildings or in leased property. [All salaries, expenses, rentals and equipment
17 purchase and repairs shall be made only from funds appropriated for the purpose
18 of this transition.]

30.500. 1. In each year in which a treasurer of this state is elected and
2 when the treasurer so elected is not the incumbent at the time of the election,
3 funds and facilities for the treasurer-elect to be used by him in preparing an
4 orderly transition of administration shall be provided.

5 2. The legislature shall appropriate to the commissioner of administration,
6 funds to be used only for the purpose of this transition and to be expended during
7 the transition period but in no event shall the amount so appropriated exceed ten
8 thousand dollars for any such transition and all funds not expended for this
9 purpose during the transition period shall revert to general revenue. **All**
10 **salaries and expenses, during the official transition period, shall be**
11 **made only from funds appropriated for the purpose of this transition.**

30.505. The transition period shall begin on the [fifteenth day of
2 November] **first day** following the election of a treasurer who is not an
3 incumbent and shall end when that treasurer-elect has taken the oath of
4 office. **Expenses incurred during the transition period may be paid after**
5 **the actual end of the transition period.**

30.510. 1. The commissioner of administration shall provide office space
2 and equipment for the treasurer-elect and his staff during the transition
3 period. The facilities provided shall be located at the seat of government and
4 shall be suitable for the purpose and capable of adequately housing the
5 treasurer-elect and his staff.

6 2. The commissioner of administration shall furnish the transition facility
7 with adequate telephone service, office furniture and office [machines including
8 but not limited to typewriters, adding machines and duplicating]
9 equipment. **The commissioner of administration shall request separate**
10 **funding to cover the estimated costs of securing space and setting up**
11 **transition facilities so the facilities are operational the day following**
12 **the election. These funds are limited to the setup of the transition**
13 **facilities and shall not cover expenses incurred during the official**
14 **transition period.**

15 3. The transition period office space may be located in state-owned
16 buildings or in leased property. [All salaries, expenses, rentals and equipment
17 purchase and repairs shall be made only from funds appropriated for the purpose
18 of this transition.]

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